IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36755 of 2008
1. BHOLA SINGH @ MATHURA SINGH @ MATHURA PRASAD SINGH
2. Hardeo Narayan Singh
Versus
STATE OF BIHAR
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3. 11.11.2008 Heard learned counsel for the petitioner no. 2 and learned counsel for the State.

The petitioner no. 2 apprehends arrest in a Police case under Sections 379 of the Penal Code and Section 40 of the Bihar Mines Minerals Concession Act, 1972.

The submission is that the liability under the latter Act from which the allegations arise is statutory making the liability civil in nature.

Having considered the facts and circumstances of the case, let the petitioner no. 2, abovenamed surrender in the court below within a period of four weeks from today, when he shall be enlarged on bail on furnishing bail bonds of Rs. 10,000/-(Rupees ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Gaya in Belaganj P.S. case No. 81 of 2001, subject to the conditions laid down under Section 438(2) Cr.P.C.

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AKS/ **(Navin Sinha, J.)**